

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**WALTER W. THIEMANN, *et al.*,** ) **Case No. C-1-00-793**  
) )  
**Plaintiffs,** ) **(Judge Sandra S. Beckwith)**  
) **(Magistrate Judge Timothy S. Hogan)**  
**-v-** ) )  
) )  
**OHSL FINANCIAL CORPORATION,** )  
*et al.*, )  
) )  
**Defendants.** )

**THE PROVIDENT AND OHSL DEFENDANTS' MOTION FOR RECONSIDERATION  
OF JUDGE BECKWITH'S ORDER OF RECUSAL**

On October 20, 2004, Judge Beckwith issued an order recusing herself from this case. (Doc. 401) Counsel for the Provident and OHSL Defendants checked the PACER system and noticed that Judge Beckwith also recused herself from several other cases that same day. The common denominator appears to be that Judge Beckwith has recused herself from all cases in which the Graydon Head & Ritchey firm appeared as counsel. To the extent the appearance of a Graydon Head & Ritchey lawyer is the reason Judge Beckwith recused herself from this case, Defendants would respectfully like to point out to the Court that the Graydon Head & Ritchey firm was involved in this case for a comparatively brief period of time and is no longer involved in this case. Graydon Head & Ritchey withdrew from this case on March 3, 2004. (Doc. 292)

This case has now been pending since September 20, 2000. The parties are one month away from completing all discovery, including expert discovery. This Court is readily familiar with the facts and legal issues involved in this case, which have been briefed *ad nauseam* in motions to dismiss and summary judgment motions filed by the various parties. There have been 401 docket entries in this case. Several motions are pending, including motions to dismiss,

motions for summary judgment, and a motion for class certification. In the interest of judicial efficiency, and given that the Graydon Head & Ritchey firm is no longer involved in the case, the Provident and OHSL Defendants respectfully request that Judge Beckwith reconsider her order of recusal to the extent it's based on Graydon Head & Ritchey's involvement.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of THE PROVIDENT AND OHSL DEFENDANTS' MOTION FOR RECONSIDERATION OF JUDGE BECKWITH'S ORDER OF RECUSAL was served upon the following, via electronic mail, this 22st day of October, 2004.

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